

Adopted	Rejected
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COMMITTEE REPORT

YES:	9
NO:	0

MR. SPEAKER:

*Your Committee on Environmental Affairs, to which was referred Senate Bill 226, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1 Page 1, line 1, delete "IC 13-19-3-3.5" and insert "IC 13-19-3-8".
- 2 Page 1, line 3, delete "Sec. 3.5." and insert "**Sec. 8.**".
- 3 Page 1, line 4, after "regulate" insert "**the following activities**
- 4 **involving the legitimate use of**".
- 5 Page 1, line 5, delete "as a solid waste." and insert "**under Bureau**
- 6 **of the Census Standard Industrial Classification 3295 or 3312 if the**
- 7 **slag is stored in a manner that complies with all applicable**
- 8 **environmental laws concerning surface water runoff and fugitive**
- 9 **dust:**
- 10 **(1) Production of slag.**
- 11 **(2) Transportation of slag.**
- 12 **(3) Storage of slag.**
- 13 **(4) Processing of slag.**
- 14 **(5) Any other legitimate use of slag.**
- 15 SECTION 2. IC 13-19-3-9 IS ADDED TO THE INDIANA CODE
- 16 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY

1, 2001]: **Sec. 9. (a) The board may not adopt rules after July 1, 2001, under section 1 of this chapter to regulate any of the following legitimate reuses of foundry slag under the conditions of this section:**

(1) Structural fill in the following:

(A) Road base.

(B) Road shoulders.

(C) Parking lots.

(D) Floor slabs.

(E) Utility trenches.

(F) Bridge abutments.

(G) Tombs and vaults.

(H) Construction or architectural fill.

(I) Railroad ballast.

(J) Unpaved roads, driveways, or walkways.

(K) Recreational trails.

(L) Berms.

(M) Construction base material.

(2) Snow and ice abrasive.

(3) A raw material in manufacturing iron, steel, glass, concrete, cement, brick, asphalt, mineral wool, or other products.

(4) Other legitimate uses approved by the commissioner.

(b) To be used as described in subsection (a), slag must:

(1) not be a hazardous waste (as defined in IC 13-11-2-99(b));

(2) meet the appropriate engineering specifications required for the use;

(3) meet Type III criteria under 329 IAC 10-9, except that:

(A) the requirement for measurement of pH is not included in the testing; and

(B) the Synthetic Precipitation Leaching Procedure may be used as an alternative method; and

(4) be stored in a manner that complies with all applicable

1 **environmental laws and rules concerning:**

2 **(A) surface water run-off; and**

3 **(B) fugitive dust."**

(Reference is to SB 226 as printed February 14, 2001.)

and when so amended that said bill do pass.

Representative Weinzapfel